GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Home Department – Allegation of corruption against Sri Bugatha Chandra Sekhar, formerly Superintendent (Retd.), O/o. District Fire Office, Kakinada, East Godavari District trapped on 14.02.2007 – Prosecuted – Convicted by the Special Judge for SPE & ACB cases, Vijayawada in C.C No.28 of 2009 – Imposition of punishment of withholding of entire pension and gratuity permanently against the Accused Officer – Orders Issued.

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HOME (SC.B) DEPARTMENT

G.O.MS.No. 89 **Dated: 21-07-2016**

Read the following:-

1. From the Director General, Anti-Corruption Bureau, Andhra Pradesh, Hyderabad Lr.No.24/RCT-REG/2007 dated:02.08.2007.(Crime No.2/2007).
2. Govt. Memo No.30/SC.B2/2007-4, Home (SC.B) Dept. dtd.15.5.2008
3. G.O.Rt.No.1414, Home (SC.B) Dept., dtd.29.7.2008.
4. G.O.Rt.No.1415, Home (SC.B) Dept., dtd.29.7.2008.
5. From the Director General, Anti-Corruption Bureau RC. No.24/RCT-REG/2007, dated:11.4.2016 and dt.16.4.2016

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O R D E R:-

Sri Bugatha Chandra Sekhar, formerly Superintendent (Retd.), O/o. District Fire Office, Kakinada, East Godavari District was trapped by the Anti-Corruption Bureau on 14-02-2007 when he demanded and accepted a bribe amount of Rs.1,000/- from the complainant. Subsequently, he was arrested on 14.02.2007 and produced before the Hon'ble Special Judge for SPE & ACB cases, Vijayawada on 15.02.2007 and he was remanded to jail upto 18.2.2007 and was kept under suspension by the Director General, Fire Services, Hyderabad vide his proceedings No.2049/E2/2007, dtd.19.2.2007.

2. In the reference 1st read above, the Director General, Anti-Corruption Bureau, AP, Hyderabad has recommended for prosecution of the Accused Officer Sri Bugatha Chadra Sekhar, formerly Superintendent (Retd.), O/o. District Fire Office, Kakinada, East Godavari District in a Court of Law on the allegation of corruption. However, the Accused Officer has retired from service on 31.5.2007 on superannuation and the Director General, Anti-Corruption Bureau has filed charge sheet in ACB Court, since sanction of prosecution is not necessary for retired persons.

3. In the reference 5th read above, the Director General, Anti-Corruption Bureau, Andhra Pradesh, Hyderabad has informed that the Special Judge for SPE & ACB Cases, Vijayawada delivered the judgment on 31.3.2016 in CC No.28/2009 convicting the Accused Officer Sri Bugatha Chandra Sekhar, formerly Superintendent (Retd.), O/o. District Fire Office, Kakinada, East Godavari District and sentenced him to undergo rigorous imprisonment for three years and to pay a fine of Rs.20,000/- and in default to suffer six months simple imprisonment for the offence under Section 7 of the Prevention of Corruption Act, 1988. The Court further sentenced him to undergo rigorous imprisonment for four years and to pay a fine of Rs.25,000/- and in default, to suffer six months simple imprisonment for the offence under Section 13(2) r/w 13(1)(d) of the Prevention of Corruption Act, 1988. Both the sentences were ordered to run concurrently.

4. The Director General, Anti-Corruption Bureau in his letter has stated that in G.O.Ms.No.2, General Administration (Ser.C) Department, dated:04.01.1999, the Government directed that in all proven cases of misappropriation, bribery, corruption etc., the penalty of dismissal from service shall be imposed. Sri Bugatha Chandra Sekhar, Superintendent, Fire

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Service retired from service on 31.05.2007. He would have been dismissed from service as per the above guidelines if he was in service. Since the Accused Officer retired from service, necessary further action has to be taken under Andhra Pradesh Revised Pension Rules, 1980, for withholding entire pension and retirement benefits.

5. Government after careful examination of the entire matter, hereby order to impose the punishment of withholding of entire pension and gratuity permanently against Sri Bugatha Chandra Sekhar, formerly Superintendent (Retd.), O/o. District Fire Office, Kakinada, East Godavari District now retired, with immediate effect under rule 9 of Andhra Pradesh Revised Pension Rules, 1980 and in terms of Clause (i) of the Rule 25 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991, read with orders issued in G.O.Ms.No.2, General Administration (Ser.C) Department, dated 04.01.1999, consequent on his conviction in C.C.No.28/RCT-RJY/2009, on the file of the Special Judge for SPE & ACB cases, Vijayawada on the allegation of corruption.

6. Consultation with the Andhra Pradesh Public Service Commission is not necessary in pursuance of the orders issued in G.O.Ms.No.240, General Administration (Ser.C) Department, 14.08.2003.

7. Accordingly, the following notification shall be published in the extraordinary issue of Andhra Pradesh Gazette:-

NOTIFICATION

"Sri Bugatha Chandra Sekhar, formerly Superintendent (Retd.), O/o. District Fire Office, Kakinada, East Godavari District (now retired) is awarded the punishment of withholding of entire pension and gratuity in full permanently with immediate effect by the Government of Andhra Pradesh under Rule 9 of Andhra Pradesh Revised Pension Rules, 1980 and under clause (i) of Rule 25 of the Andhra Pradesh Civil Services (CC&A) Rules, 1991, read with the orders issued in G.O.Ms.No.2, General Administration (Ser.C) Department, dated: 04.01.1999, consequent on his conviction in C.C.No.28/RCT-RJY/2009, on the file of the Special Judge for SPE & ACB Cases, Vijayawada on the allegation of corruption.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

A.R. ANURADHA
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri Bugatha Chandra Sekhar, formerly Superintendent (Retd.), O/o. District Fire Office, Kakinada, East Godavari District (Through Director General, Fire Services, AP, Hyderabad).

The Director General, SDR & Fire Services, AP, Hyderabad.
Copy to:
The Director General, Anti-Corruption Bureau, AP, Hyderabad.
The Andhra Pradesh Vigilance Commission, Secretariat, Hyd.
The District Fire Officer, East Godavari, Kakinada.
The Commissioner of Printing, Stationery and Stores Purchase, Chenchalguda, AP, Hyderabad (with a request to publish the Notification in the E.O. Gazette).
SF/SC.

//FORWARDED:: BY ORDER//

SECTION OFFICER (SC)